IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

COMPANY APPLICATION NO.883 OF 2006
IN
COMPANY PETITION NO.233 OF 2003

Press-N-Forge. ...Applicant.
Vs.
Henkel Switchgears Ltd. ...Respondent.
....
Mr. S.G. Lakhani for the Applicant.
Ms.Kanchan Shivkar i/b. Gajari & Co. for the Respondent.
.....

CORAM :DR.D.Y.CHANDRACHUD, J.
April 12, 2007.

P.C.:

Against the dismissal of the Company Petition for winding up, an appeal was carried to the Division Bench. The Learned Single Judge had noted that the Bills of Exchange which were annexed at Exh.C-1 to C-6 contained entirely different invoice numbers than those adverted to in the petition. The Division Bench in its order dated 22nd June 2006 was of the view that since the Petitioner herein had in fact, given inspection of all the correct documents, it would have been appropriate for the Company Judge to allow the Petitioner to place on record the correct copies of Exhs.C-1 to C-6 by making an appropriate application. In pursuance of the liberty granted by the Division Bench, the

Company Application has been filed in order to place on record the correct copies of the Bills of Exchange and for carrying out amendments to para 12 of the Company Petition. No reply has been filed to the Company Application. In any event, having regard to the order of the Division Bench dated 22nd June 2006, it would be appropriate to allow the relief as sought in the Company Application by which an amendment is sought to the Company Petition. The application is made absolute in terms of prayer clause (a). Amendment to be carried out within a period of two weeks from today.